

REMARKS

Applicant respectfully request entry of the amendments and remarks submitted herein. Claims 1 and 5 have been amended. Reconsideration of the pending application is respectfully requested.

The 35 U.S.C. §112 Rejections

Claims 5-14 stand rejected under 35 U.S.C. §112, second paragraph, as the Examiner asserted that these claims are indefinite.

The Examiner indicated that “the clip (8)” in claim 5 does not have antecedent basis. Applicants have amended claim 5 to change the dependency. The recitation of “the clip (8)” in claim 5 now has proper antecedent basis. Therefore, Applicant respectfully requests that the rejection of claims 5-14 under 35 U.S.C. §112, second paragraph, be withdrawn.

The 35 U.S.C. §102 Rejections

Claims 1-4 and 15 stand rejected under 35 U.S.C. §102(b) as being anticipated by Anderson (U.S. Patent No. 4,976,618). Applicant respectfully traverses this rejection.

Without acquiescing to the Examiner's rejection, Applicant has amended claim 1 to recite a device for treating a temporomandibular joint “consisting essentially of first and second pads (5), wherein said first and second pads comprise a cavity, wherein said cavity is filled with fluid (F), wherein said first and second pads (5) are connected to each other by means of a tube (7), wherein said first and second pads (5) comprise means (1, 3, 4, 8) for clamping said pads (5) on a posterior tooth (Z)” (emphasis added). As amended, Applicant's claimed device does not include a “tee junction 44” or a signal receiver/generator as disclosed by Anderson. In view of the amendments and remarks herein, Applicant respectfully requests that the rejection of claims 1-4 and 15 under 35 U.S.C. §102(b) be withdrawn.

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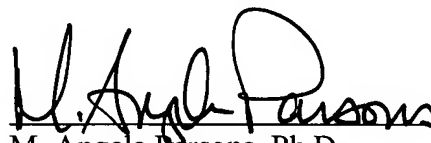
Attorney's Docket No.: 16337-002001 / 432871GA-go

CONCLUSION

Applicant respectfully requests that claims 1-15 be allowed. Enclosed is a \$365 check (\$125 for excess claim fees, \$180 for multiple dependent fee and \$60 for the Petition for One-Month Extension of Time fee). Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

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